



Form North Dakota Office of State Tax Commissioner

**60 S corporation income tax return****2008****A** This return is ☐ **Calendar year 2008** (Jan. 1 - Dec. 31, 2008)filed for: ☐ **Fiscal year:** Beginning \_\_\_\_\_, 2008, and ending \_\_\_\_\_, 20\_\_\_\_**B** Corporation's name (legal)**C** Federal EIN \*

Doing business as name (if different from legal name)

**D** Business code no. (see instructions)

Mailing address

Apt. or Suite No.

**E** Date incorporated \_\_\_\_\_ month \_\_\_\_\_ day \_\_\_\_\_ year

City

State

Zip Code

**F Check all that apply:****G TOTAL number of shareholders** ----- ▶ \_\_\_\_\_

Enter number of —

Resident individual shareholders ----- ▶ \_\_\_\_\_

Trust/estate shareholders ----- ▶ \_\_\_\_\_

Nonresident individual shareholders ----- ▶ \_\_\_\_\_

Tax-exempt organization shareholders ----- ▶ \_\_\_\_\_

☐ Initial return☐ Final return☐ Farming/ranching corporation☐ Amended return☐ Composite return☐ Extension**H** Does this return include a qualified subchapter S subsidiary (QSSS)? ----- ☐ Yes ☐ No● **Before completing lines 1 through 11 on this page, complete Schedule FACT, Schedule K, and Schedule KS.**● **After completing Form 60, complete North Dakota Schedule K-1 (Form 60) for the shareholders.****1** Tax on excess net passive income and built-in gains, if any (from page 2, Schedule BG, line 8) ----- ▶ **1** \_\_\_\_\_**2** Income tax withheld from nonresident individual shareholders (from page 5, Schedule KS, line 3) ----- ▶ **2** \_\_\_\_\_**3** Composite income tax for electing nonresident individual shareholders (from page 5, Schedule KS, line 4) ----- ▶ **3** \_\_\_\_\_**4** Total taxes due. Add lines 1, 2, and 3 ----- ▶ **4** \_\_\_\_\_**5** Estimated tax paid on 2008 Forms 60-ES and 60-EXT plus any overpayment applied from 2007 return ----- ▶ **5** \_\_\_\_\_**6 Overpayment.** If line 5 is more than line 4, subtract line 4 from line 5 and enter result; otherwise, go to line 9. If result is less than \$5.00, enter -0- ----- ▶ **6** \_\_\_\_\_**7** Amount of line 6 to be credited to 2009 estimated tax ----- ▶ **7** \_\_\_\_\_**8 Refund.** Subtract line 7 from line 6. If result is less than \$5.00, enter -0- ----- **REFUND** ▶ **8** \_\_\_\_\_**9 Tax due.** If line 4 is more than line 5, subtract line 5 from line 4. If result is less than \$5.00, enter -0- ----- ▶ **9** \_\_\_\_\_**10** Penalty ▶ \_\_\_\_\_ Interest ▶ \_\_\_\_\_ Enter total penalty and interest --- **10** \_\_\_\_\_**11 Balance due.** Add lines 9 and 10 ----- **BALANCE DUE** **11** \_\_\_\_\_● **Attach a complete copy of the 2008 Form 1120S (including Federal Schedule K-1s)**● **Attach a copy of all North Dakota Schedule K-1s (Form 60)**

I declare that this return is correct and complete to the best of my knowledge and belief.

\* **Privacy Act - See inside front cover of booklet**

Signature of officer

Date

☐ I authorize the ND Office of State Tax Commissioner to discuss this return with the paid preparer.

Print name of officer

Phone

**For Tax Department Use Only**

Paid preparer signature

Date

Print name of paid preparer

EIN/SSN/PTIN

Phone

**Mail to:** Office of State Tax Commissioner, 600 E. Blvd. Ave., Dept. 127, Bismarck, ND 58505-0599



Enter name of corporation \_\_\_\_\_

FEIN \_\_\_\_\_

## Schedule FACT Calculation of North Dakota apportionment factor

**IMPORTANT:** All corporations must complete the applicable portions of this schedule as follows:

- **100% ND corporation:** If the corporation conducts all of its business within North Dakota, skip lines 1 through 13, and enter 1.000000 on line 14.
- **Multistate corporation:** If the corporation conducts its business within and without North Dakota, complete lines 1 through 14 of this schedule. However, if all shareholders consist of only North Dakota resident individuals, estates, and trusts, skip lines 1 through 13, enter 1.000000 on line 14, and check this circle ☐

Property factor	Column 1 Total	Column 2 North Dakota	Column 3 Factor (Col. 2 ÷ Col. 1)
Average value at original cost of real and tangible personal property used in the business.			Result must be carried to six decimal places
1 Inventories -----	1 _____	_____	
2 Buildings and other fixed depreciable assets -----	2 _____	_____	
3 Depletable assets -----	3 _____	_____	
4 Land -----	4 _____	_____	
5 Other assets (Attach schedule) -----	5 _____	_____	
6 Rented property (Annual rental multiplied by 8) -----	6 _____	_____	
7 Total property (Add lines 1 through 6) ----- ►	7 _____	► _____	► _____
<b>Payroll factor</b>			
8 Wages, salaries, commissions and other compensation of employees reported on Federal Form 1120S (If the amount in Column 2 does not agree with the compensation reported for North Dakota unemployment insurance purposes, attach an explanation) ----- ►	8 _____	► _____	► _____
<b>Sales factor</b>			
9 Gross receipts or sales, less returns and allowances (from Federal Form 1120S, page 1, line 1c) -----	9 _____		
10 Sales delivered or shipped to North Dakota destinations -----	10 _____		
11 a Sales shipped from North Dakota to the U.S. Government -----	11a _____		
b Sales shipped from North Dakota to purchasers in a state or foreign country where the corporation does not have a filing requirement -----	11b _____		
12 Total sales. Add lines 9 through 11b ----- ►	12 _____	► _____	► _____
13 Sum of factors. Add lines 7, 8, and 12 in Column 3 -----			13 _____
14 Apportionment factor Divide line 13 by 3.0; however, if line 7, 8, or 12 of Column 1 is zero, divide line 13 by the number of factors (on lines 7, 8, and 12) showing an amount greater than zero in Column 1 ----- ►			14 _____

## Schedule BG Tax on excess passive income and built-in gains

1 Excess net passive income subject to federal tax on Federal Form 1120S ----- ►	1 _____
2 Built-in gains subject to federal tax on Federal Form 1120S, Schedule D ----- ►	2 _____
3 Add lines 1 and 2 -----	3 _____
4 Apportionment factor from Schedule FACT, line 14 ----- ►	4 _____
5 North Dakota apportioned income. Multiply line 3 by line 4 -----	5 _____
6 North Dakota NOL deduction from worksheet in instructions (Attach worksheet) ----- ►	6 _____
7 North Dakota taxable income. Subtract line 6 from line 5 ----- ►	7 _____
8 Tax from 2008 Corporation Tax Rate Schedule in instructions. Enter on Form 60, page 1, line 1 ----- ►	8 _____



Enter name of corporation \_\_\_\_\_

FEIN \_\_\_\_\_

**Schedule K      Total North Dakota adjustments, credits, and other items  
distributable to shareholders**

**All corporations must complete this schedule**

**North Dakota addition adjustments**

- 1** Federally-exempt income from non-North Dakota state and local bonds and foreign securities ----- **1** \_\_\_\_\_
- 2** State and local income taxes deducted on federal corporation return in calculating its ordinary income (loss) ----- **2** \_\_\_\_\_

**North Dakota subtraction adjustments**

- 3** Interest from U.S. obligations ----- **3** \_\_\_\_\_
- 4** Renaissance zone business or investment income exemption ----- **4** \_\_\_\_\_
- 5** New or expanding business income exemption ----- **5** \_\_\_\_\_
- 6** Beginning farmer deductions:
- a** Gain from sale of land to a qualified beginning farmer ----- **6a** \_\_\_\_\_
- b** Interest income from contract for sale of land to a qualified beginning farmer ----- **6b** \_\_\_\_\_
- c** Rental income (less related expenses) from lease of land to a qualified beginning farmer ----- **6c** \_\_\_\_\_
- 7** Rental income (less related expenses) from lease of a business to a qualified beginning entrepreneur ----- **7** \_\_\_\_\_
- 8** Gain from eminent domain sale ----- **8** \_\_\_\_\_

**North Dakota tax credits**

- 9** Renaissance zone: Historic property preservation or renovation tax credit ----- **9** \_\_\_\_\_
- 10** Renaissance zone: Renaissance fund organization investment tax credit ----- **10** \_\_\_\_\_
- 11** Seed capital investment tax credit ----- **11** \_\_\_\_\_
- 12** Agricultural commodity processing facility investment tax credit ----- **12** \_\_\_\_\_
- 13** Supplier (wholesaler) biodiesel fuel tax credit ----- **13** \_\_\_\_\_
- 14** Seller (retailer) biodiesel fuel tax credit ----- **14** \_\_\_\_\_
- 15 a** Biomass, geothermal, solar, or wind energy device tax credit ----- **15a** \_\_\_\_\_
- b** Biomass, geothermal, solar, or wind energy device tax credit purchased from another taxpayer ----- **15b** \_\_\_\_\_
- 16** Certified North Dakota nonprofit development corporation tax credit ----- **16** \_\_\_\_\_
- 17 a** Employer internship program tax credit ----- **17a** \_\_\_\_\_
- b** Number of eligible interns hired in 2008 ----- **17b** \_\_\_\_\_
- c** Total compensation paid to eligible interns in 2008 ----- **17c** \_\_\_\_\_
- 18 a** Microbusiness tax credit ----- **18a** \_\_\_\_\_
- b** Qualifying new investment ----- **18b** \_\_\_\_\_
- c** Qualifying new employment ----- **18c** \_\_\_\_\_
- 19 a** Research expense tax credit ----- **19a** \_\_\_\_\_
- b** Research expense tax credit purchased from another taxpayer ----- **19b** \_\_\_\_\_
- 20** Endowment fund tax credit ----- **20** \_\_\_\_\_
- 21 a** Workforce recruitment credit ----- **21a** \_\_\_\_\_
- b** Number of eligible employees whose 12th month of employment ended in 2007 ----- **21b** \_\_\_\_\_
- c** Total compensation paid during the eligible employees' first 12 months of employment  
        ending in 2007 ----- **21c** \_\_\_\_\_



Enter name of corporation \_\_\_\_\_

FEIN \_\_\_\_\_

**Schedule K** *continued* . . .

**Other items**

*Line 22 applies only to a multistate corporation— see instructions*

- 22 a** Total allocable income from all sources (net of related expenses) ----- **22a** \_\_\_\_\_
- b** Portion of line 22a that is allocable to North Dakota ----- **22b** \_\_\_\_\_

*Lines 23 and 24 apply to all corporations — see instructions*

- 23** For disposition(s) of I.R.C. Section 179 property, enter the North Dakota apportioned amounts — see instructions:
- a** Gross sales price or amount realized ----- **23a** \_\_\_\_\_
- b** Cost or other basis plus expense of sale ----- **23b** \_\_\_\_\_
- c** Depreciation allowed or allowable (excluding I.R.C. Section 179 deduction) ----- **23c** \_\_\_\_\_
- d** I.R.C. Section 179 deduction related to property that was passed through to shareholders ----- **23d** \_\_\_\_\_
- 24 a** Total 2007 real estate taxes and 2008 mobile home taxes paid on all directly owned commercial properties located in North Dakota ----- **24a** \_\_\_\_\_
- b** Corporation's share of 2007 real estate taxes and 2008 mobile home taxes on North Dakota commercial property paid by another passthrough entity in which the corporation held an interest ----- **24b** \_\_\_\_\_



Enter name of corporation \_\_\_\_\_

FEIN \_\_\_\_\_

## Schedule KS Shareholder information

**All corporations must complete this schedule**

- Complete Columns 1 through 5 for EVERY shareholder
- Complete Column 6 if shareholder is a nonresident individual
- If applicable, complete Column 7 or Column 8 for nonresident individual shareholder only

All Shareholders				
Shareholder	Column 1	Column 2	Column 3	Column 4
	Name and address of shareholder <i>If additional lines are needed, attach additional pages</i>	Social Security Number/FEIN	Type of entity (See pg. 8 of instr.)	Ownership %
<b>A</b>	Name _____ Address _____			
<b>B</b>	Name _____ Address _____			
<b>C</b>	Name _____ Address _____			
<b>D</b>	Name _____ Address _____			
<b>E</b>	Name _____ Address _____			
<b>F</b>	Name _____ Address _____			
<b>G</b>	Name _____ Address _____			

Shareholder	All Shareholders	Nonresident Individual Shareholders Only			
	Complete this column for ALL shareholders	Important: Columns 6 through 8 are for nonresident individual shareholders only.			
	Column 5	Column 6	Column 7	Column 8	
	Federal distributive share of income (loss)	North Dakota distributive share of income (loss)	North Dakota income tax withheld (5.54%)	Form PWA	North Dakota composite income tax (5.54%)
<b>A</b>				<input type="radio"/>	
<b>B</b>				<input type="radio"/>	
<b>C</b>				<input type="radio"/>	
<b>D</b>				<input type="radio"/>	
<b>E</b>				<input type="radio"/>	
<b>F</b>				<input type="radio"/>	
<b>G</b>				<input type="radio"/>	
<b>1</b> Total for <b>Column 5</b> . . . . . <b>1</b>					
<b>2</b> Total for <b>Column 6</b> . . . . . <b>2</b>					
<b>3</b> Total for <b>Column 7</b> . Enter this amount on Form 60, page 1, line 2 . . . . . <b>3</b>					
<b>4</b> Total for <b>Column 8</b> . Enter this amount on Form 60, page 1, line 3 . . . . . <b>4</b>					